

City Hall, City of Lodi  
Monday, April 16th., 1923.

The regular meeting of the Board of Trustees of the City of Lodi for the third Monday in April was called to order at 8 o'clock P.M. on the date first above written, President J.W. Shattuck presiding, all members present:

The minutes of the adjourned regular meeting of April 9th were read and approved.

No hearings were had under the head of Public Hearings and Protests and the Clerk reporting no communications on his desk, both of these orders of business were passed .

Resolution No. 391 entitled "RESOLUTION ESTABLISHING GRADES ON PORTIONS OF STOCKTON AVENUE IN THE CITY OF LODI, CALIFORNIA" was introduced, passed and adopted by the following vote:-

AYES: Trustees, METTLER, HICKOK, HALE, SPOONER, SHATTUCK

RESOLUTION NO. 391.

RESOLUTION ESTABLISHING GRADES ON PORTIONS OF STOCKTON  
IN THE CITY OF LODI, CALIFORNIA

RESOLVED, That on Stockton Avenue, south of Tokay Street in the City of Lodi, California, between the southerly termination of the present pavement on or near a line 221 feet southerly from and parallel to the northerly line of Lot Numbered 57 of the Lodi Barnhart tract, as said Lot is shown on that certain map entitled, "Lodi Barnhart tract," and recorded in the office of the County Recorder in Vol. 3 of Maps, at page 48, San Joaquin County Records, produced westerly across said Stockton Avenue, and the Northerly line of Vine Street in said City of Lodi, at the respective points of intersection of the east and west curb lines of said Stockton Avenue, as hereinafter fixed and specified with the hereinafter mentioned lines of the intersecting streets, the curb grade and elevation are hereby established as follows:

With the South end of the present curb, curb elevation 46.55;  
With the North line of Maple Street, curb elevation, 45.75;  
With the South line of Maple Street, curb elevation, 45.75;  
With the North line of Lots Numbered Fifty-four and Sixty-eight of said Lodi Barnhart Tract, curb elevation, 46.35;  
With the North line of Vine Street, curb elevation, 45.90.

The figures above shown are elevations in feet and decimal fractions of feet and such elevations and the grades herein referred to have reference to the height above the "base of levels or elevations" for the City of Lodi, which base is a level plane fifty feet below the center line of a certain aluminum tablet placed in the West wall of the Van Buskirk Building, situated at the Southeast corner of Pine and School Streets, in said City, which tablet is marked, "U.S. Geological Survey, B.M.," and which "base of levels or elevations," was established and determined and is further defined in and by Sec. 5 of Ordinance No. 67 of the Said City of Lodi.

The grade of the respective curbs on each side of said Stockton Avenue, south of Tokay Street, in said City of Lodi, shall be uniform between consecutive points at which elevations are, or are to be fixed, as above mentioned.

Where a street or avenue upon which a gutter grade has been fixed, intersects with another street or avenue, any gutter leading from one such street or avenue into the other street or avenue, shall lie on a uniform grade running from the nearest point in the street or avenue at which an elevation is herein fixed for such gutter to the nearest point on the other street or avenue at which an elevation has been heretofore fixed for the gutter joining same.

Curb grades have reference to the elevation of the top of the curb at its outer line, assuming the curb to have sharp corners.

Upon street crossings and opposite the terminations of intersecting streets, the intersecting curbs at street corners shall be prolonged and be connected on a curve having a radius of eight (8) feet, with radial center lying between the curb line and such division lines, and such prolongation and curb shall constitute the curb return.

Where a curb line herein is established at a certain distance from a division line between a street and the lots and blocks abutting thereon, such distance is to be taken on the side of such division line towards the center of the street.

A curb return is hereby defined to be that portion of a curb which extends around a street corner and connects the curb on one street with the nearest adjacent curb in an intersecting street. Where an elevation is established as above at the intersection of the curb line with a street line, being one end of such curb return such elevation shall be the elevation of the other end of the curb return at the intersection of the side line of the street with the curb line of the intersecting street, and such elevation shall also prevail throughout the curb return.

392 Resolution No. 392, entitled "RESOLUTION ADOPTING PLANS AND SPECIFICATIONS, STOCKTON AVENUE" was then introduced, passed and adopted by the following vote :-

AYES: Trustees, HALE, SPOONER, HICKOK, METTLER, SHATTUCK.  
 NOES: Trustees, NONE  
 ABSENT: Trustees, NONE.

#### RESOLUTION NO. 392

#### RESOLUTION ADOPTING PLANS & SPECIFICATIONS STOCKTON AVENUE

RESOLVED, that the plans and specifications for the following work to be done and improvement to be made in said City of Lodi, to-wit:

Grading, paving and constructing curbs and gutters on Stockton Avenue, south of Tokay Street, in said City of Lodi, between the southerly termination of the present pavement on or near a line 221 feet southerly from and parallel to the northerly line of Lot No. 57 of the Lodi Barnhart Tract, as said Lot is shown on that certain Map entitled, "Lodi Barnhart Tract," and recorded in the office of the County Recorder in Vol. 3 of Maps, at Page 48, San Joaquin County Records, produced westerly across said Stockton Avenue, and the northerly line of Vine Street in said City of Lodi, as prepared by the Engineer of said City of Lodi, and submitted this 16th day of April, A.D. 1923, be, and the same are hereby adopted as and for the plans and specifications for doing said work.

**City of Lodi**  
**Resolution of Intention**  
**No. 62**

**STOCKTON AVENUE**

RESOLVED, that it is the intention of the Board of Trustees of the City of Lodi, in the County of San Joaquin, State of California, to order the following work to be done and improvement to be made in said City of Lodi, to-wit:

That Stockton Avenue, in said City of Lodi, from the southerly termination of the present pavement on or near a line 221 feet southerly from and parallel to the northerly line of Lot numbered 57 of the Lodi Barnhart Tract, as said tract is shown on that certain map entitled "Lodi Barnhart Tract" and recorded in the office of the County Recorder in Vol. 3 of Maps at Page 48, San Joaquin County Records, produced westerly across said Stockton Avenue, to the northerly line of Vine Street, including all street and alley crossings, terminations and opposite terminations within said limits.

**BE IMPROVED:**

(1) By grading the roadway and curb and gutter spaces of said portion of Stockton Avenue.

(2) By constructing hydraulic concrete curbs and gutters of the combined type along each side of the roadway of said portion of said Stockton Avenue.

(3) By paving the roadway of said portion of Stockton Avenue between the gutter lines, with a pavement consisting of one and one-half (1½) inches of Warrentite Wearing Surface laid on an asphaltic concrete base two and one-half (2½) inches in thickness.

Excepting, however, from all of the hereinabove described work such portions as are required by law to be kept in order or repair by any person or company having railroad tracks thereon; and excepting also from all of the hereinabove described work, any of said work already done to the official line and grade.

All of said work shall be done in accordance with the plans and specifications heretofore adopted for doing said work and now on file in the office of the City Clerk of said City of Lodi.

Attention is also called to the Warrentite License Mixture Agreement for California, executed by Warren Brothers Company the owners and holders of United States Patents covering the said Warrentite

pavement, on February 19th, 1923, which agreement is on file in the office of the City Clerk of the City of Lodi, and which is hereby expressly referred to for greater certainty.

And said Board of Trustees does hereby determine and declare that said proposed work and improvement is of more than local or ordinary public benefit, and will affect and benefit the lands and district herein-after described, which said district is hereby declared to be the district benefited by said work and improvement, and to have the exterior boundaries hereinafter described as the boundaries thereof; that, therefore, the entire cost and expenses of said work and improvement shall be, and are hereby made, chargeable against, and shall be assessed upon said lands and district, which district is within the City of Lodi, County of San Joaquin, State of California, and is particularly bounded and described as follows, to-wit:

Commencing at a point on the Easterly line of Lot numbered 57 of the Lodi Barnhart Tract hereinbefore mentioned, distant thereon Southerly two hundred twenty-one (221) feet from the Northeast corner of said lot, and running thence southerly on and along the said Easterly line of Lot numbered 57 and its Southerly production, to an intersection with the Northerly line of Vine Street in said City of Lodi; thence Westerly on and along the said Northerly line of Vine Street and its Westerly production to a point which is distant thereon two hundred eight and two-hundredths (208.02) feet Westerly from the Westerly line of said Stockton Avenue; thence Northerly on a direct line to a point on a line drawn parallel to and one hundred fifty-five (155) feet Southerly from the Northerly line of Lot numbered 70 in said Lodi Barnhart Tract, which last mentioned point on said parallel line is distant thereon one hundred eighty-two and two hundredths (182.02) feet Westerly from the Westerly line of said Stockton Avenue; thence Easterly on a direct line to the point of commencement.

Saving, excepting and excluding from said district, the area of all public streets, avenues, lanes, alleys and public ways therein included and contained.

The extent of the territory to be included in said assessment district is indicated by a boundary line upon a diagram entitled, "Diagram Indicating by Boundary Line the Extent of Territory to be Included in the District to be Assessed for the Improve-

ment Provided for by Resolution of Intention Numbered 62," which said diagram was approved by the Board of Trustees of said City of Lodi, on the 16th day of April, A. D. 1923, reference to which diagram is hereby made for greater certainty.

And it is further ordered and notice is hereby given that serial bonds to represent unpaid assessments and bear interest at the rate of seven (7) per cent per annum, will be issued hereunder in the manner provided by the Improvement Bond Act of 1915, and Acts amendatory thereto, the last installment of which bonds shall mature nine years from the 2nd day of July next succeeding nine months from their date.

This Resolution of Intention is adopted pursuant to the provisions of these certain Acts of the Legislature of the State of California, designated respectively as the "Improvement Act of 1911," and the "Improvement Bond Act of 1915," and Acts amendatory thereto, and future proceedings hereunder shall be taken and had in accordance with the provisions of said Acts.

NOTICE IS HEREBY GIVEN, that on Monday, the 7th day of May, A. D. 1923, at 8 o'clock P. M., in the Council Chamber of the said Board of Trustees, in the City Hall of said City of Lodi, any and all persons having any objections to the proposed work or improvement may appear before said Board and show cause why said proposed improvement should not be carried out in accordance with this Resolution.

The Clerk of this Board of Trustees is hereby directed to cause this Resolution of Intention to be published three times in "The Lodi News," a newspaper published and circulated three times each week in said City of Lodi and hereby designated for that purpose by the Board of Trustees, there being no daily newspaper published in said City.

The Superintendent of Streets shall cause to be conspicuously posted along the line of said contemplated work and improvement and in front of all property liable to be assessed, notices of the passage of this Resolution of Intention, in the manner and form required by law.

(Signed) F. O. HALE.

Adopted this 16th day of April, A. D. 1923, by the following vote:

AYES: Trustees, Hale, Spooner, Hickok, Mettler, Shattuck.

NOES: Trustees, none.

ABSENT: Trustees, none.

Attest: J. F. BLAKELY,  
Apr20-23-25 City Clerk.

Resolution No. 393, entitled RESOLUTION ADOPTING DIAGRAM FOR DISTRICT ASSESMENT was then introduced, passed and adopted by the following vote:-

AYES: Trustees, SPOONER, HICKOK, HALE, METTLER, SHATTUCK.  
NOES: Trustees, NONE  
ABSENT: Trustees, NONE

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RESOLUTION NO. 393  
RESOLUTION ADOPTING AND APPROVING DIAGRAM FOR DISTRICT  
ASSESMENT STOCKTON AVENUE

Resolved by the Board of Trustees of the City of Lodi:

That the diagram prepared by the City Engineer and presented on this 16th day of April, 1923, be and the same is hereby approved and adopted as the diagram delineating the extent of territory to be included in the district to be assessed for the improvement provided for by Resolution of Intention No. 62 to be later adopted for the improvement of Stockton Avenue from a line 221 feet southerly from the North line of Lot 57, Lodi Barnhart Tract, to the North line of Vine Street.

RESOLUTION OF INTENTION NO. 62 in the matter of the improvement of Stockton Avenue was then introduced, passed and adopted by the following vote:-

AYES: Trustees, HALE, SPOONER, HICKOK, METTLER, SHATTUCK.  
NOES: Trustees, NONE  
ABSENT: Trustees, NONE

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CITY OF LODI  
RESOLUTION OF INTENTION NO. 62.  
STOCKTON AVENUE

President J. W. Shattuck asked that the Clerk be instructed to prepare and present, on the first meeting of each month, a financial statement showing balances in the several funds from which payments for cost of government are made. The Clerk stated that this additional report could easily be made and would be made if no money was paid into these funds except on "pay-in" orders from his office.

On motion of Trustee Mettler, seconded by Trustee Spooner, the offer of an unknown donor, proffered through the President of the Board, to paint the roof of the Baths at a cost of \$214.00 was accepted.

Two building permits aggregating \$600.00 were allowed.

The Engineer was instructed to prepare plans for installation of sidewalks on School Street from Elm to Pine and from School to Church on Pine.

Ordinance No. 139, "AN ORDINANCE AMENDING SUBDIVISION 3 OF SECTION 2 OF ORDINANCE NO. 38" was introduced, read and on motion of Trustee Hale, laid over for not less than five days.

On motion of Trustee Hale, bills amounting to \$2,566.43 were allowed and ordered paid.

On motion of Trustee Spooner, adjournment was taken to 8 o'clock P.M. of April 23, 1923.

Attest:

*R. F. Beasley*  
City Clerk